

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**CHRISTOPHER FERRELL,**

**Petitioner,**

**v.**

**BRIAN ELLER, Warden,**

**Respondent.**

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**Case No. 3:21-cv-00402  
Judge Aleta A. Trauger**

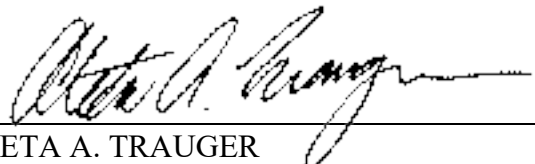
**ORDER**

For the reasons set forth in the accompanying Memorandum, the respondent's and the petitioner's Objections (Doc. Nos. 28, 36) to the Magistrate Judge's Report and Recommendation ("R&R"), are **OVERRULED**. The R&R (Doc. No. 27) is **ACCEPTED** in its entirety. Petitioner Christopher Ferrell's Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus by a Person in State Custody (Doc. No. 1) is **DENIED**, and this case is **DISMISSED WITH PREJUDICE**.

Pursuant to Rule 11 of the Rules Governing § 2254 Proceedings, the court must either issue or deny a certificate of appealability ("COA") "when it enters a final order adverse to the applicant." *See also* 28 U.S.C. § 2253(a). Because the movant has not made a substantial showing of the denial of a constitutional right, the court **DENIES** a COA. *Id.* § 2253(c)(2). The movant may, however, seek a COA directly from the Sixth Circuit Court of Appeals. *Id.* § 2253(c)(1); Fed. R. App. P. 22(b)(1).

The Clerk shall enter judgment in accordance with Federal Rules of Civil Procedure 58.

It is so **ORDERED**.

  
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ALETA A. TRAUGER  
United States District Judge